

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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ROBINSON BERMUDEZ,

VERDICT SHEET
Court Ex. 2A1

Plaintiff,

- against -

15-cv-3240 (KAM) (RLM)

CHRISTOPHER DISTEFANO and NICHOLAS RUIZ,

Defendants.

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QUESTION NO. 1. Do you the jury unanimously find that plaintiff, Robinson Bermudez, established, by a preponderance of the credible evidence, that defendant, **Officer Christopher DiStefano**, deprived him of his constitutional right by using excessive force in effecting his arrest on March 1, 2015?

YES _____

NO

AC

QUESTION NO. 2. Do you the jury unanimously find that plaintiff, Robinson Bermudez, established, by a preponderance of the credible evidence, that defendant, **Officer Nicholas Ruiz**, deprived him of his constitutional right by using excessive force in effecting his arrest on March 1, 2015?

YES _____

NO

AC

If the jury answered "NO" to **both** Questions 1 and 2 your deliberations are finished. This verdict form should be signed and dated by the foreperson and given to the Marshal. If you answered "YES" to either Question Nos. 1 or 2, please proceed to Question No. 3.

QUESTION NO. 3. If you answered "YES" to Question No. 1, please indicate whether Mr. Bermudez is entitled to either compensatory or nominal damages for **Officer DiStefano's** conduct. If you answered "NO" to Question No. 1, proceed to Question No. 4.

Please check only one:

Compensatory Damages _____

Nominal Damages _____

QUESTION NO. 4. If you answered "YES" to Question No. 2, please indicate whether Mr. Bermudez is entitled to either compensatory or nominal damages for **Officer Ruiz's** conduct. If you answered "NO" to Question No. 2, proceed to Question No. 5.

Please check only one:

Compensatory Damages _____
Nominal Damages _____

If you checked next to "Compensatory Damages" in either Question Nos. 3 or 4, proceed to Question No. 5. If you checked next to "Nominal Damages" in both Question Nos. 3 or 4, skip Question No. 5, and proceed to Question No. 6.

QUESTION NO. 5. Only if you answered "YES" to Question Nos. 1 or 2, and you found in Question Nos. 3 or 4 that plaintiff is entitled to compensatory damages, please indicate below the amount, if any, each defendant is liable for.

Defendant Officer Christopher DiStefano \$ _____
Defendant Officer Nicholas Ruiz \$ _____
Total Compensatory Damages \$ _____

If the jury found Mr. Bermudez established by a preponderance of the credible evidence that he suffered compensatory damages skip Question No. 6 and proceed to Item No. 7.

QUESTION NO. 6. If you the jury unanimously found that plaintiff has proven his claim against either or both defendants as reflected by a "YES" answer in response to Question Nos. 1 or 2, but found that plaintiff has not proven compensatory damages against either or both defendants, you must award nominal damages not to exceed \$1.00. What amount of nominal damages do you award to plaintiff?

Defendant Officer Christopher DiStefano \$ _____
Defendant Officer Nicholas Ruiz \$ _____
Total Nominal Damages: \$ _____

Please proceed to Item No. 7 on the following page.

ITEM NO. 7. If the jury answered "YES" to Question Nos. 1 or 2, whether or not the jury awarded compensatory or nominal damages, please proceed to answer the special interrogatories on Court Ex. 2B.

Dated: Brooklyn, New York
January 16, 2019



Jury Foreperson